

ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISIONCLERK US DISTRICT COURT  
NORTHERN DIST. OF TX  
FILED

2009 DEC 29 PM 2:26

Timothy L. Davis

Plaintiff's name and ID Number

DEPUTY CLERK PRWayne McCollum Detention Center  
Place of Confinement

8-09CV2465-L

CASE NO. \_\_\_\_\_

(Clerk will assign the number)

v. Ellis County #2 1201 N. Hwy 77  
Waxahachie TX 75165Attorney Vance W. Hinds 215 W. Franklin Suite 200  
Waxahachie TX 75165APPLICATION TO PROCEED  
IN FORMA PAUPERISEllis County Police Chief Sullivan 300 S. Jackson St  
Waxahachie TX 75165  
Defendant's name and address

Timothy L. Davis, declare, depose, and say that I am the Plaintiff in the above entitled case. In support of my motion to proceed without being required to prepay fees, costs or give security therefor, I state that because of my poverty, I am unable to pay in advance the filing fee for said proceedings or to give security for the filing fee. I believe I am entitled to relief.

I further declare that the responses which I have made to questions and instructions below are true.

1. Have you received, within the past 12 months, any money from any of the following sources?

- |   |            |           |
|---|------------|-----------|
| a. Business, profession or form of self-employment? | Yes        | <u>No</u> |
| b. Rent payments, interest or dividends?            | Yes        | <u>No</u> |
| c. Pensions, annuities or life insurance payments?  | Yes        | <u>No</u> |
| d. Gifts or inheritances?                           | Yes        | <u>No</u> |
| e. Family or friends?                               | <u>Yes</u> | <u>No</u> |
| f. Any other sources?                               | Yes        | <u>No</u> |

If you answered YES to any of the questions above describe each source of money and state the amount received from each during the past 12 months.

While being incarcerated in Wayne McCollum Detention Center  
Family and friends help me out with money for my needs over 6 months  
The amount for over six months was \$572.00

2. Do you own cash, or do you have money in a checking or savings account, including any funds in prison accounts?

Yes

No

If you answered YES, state the total value of the items owned.

N/A (NO CASH)

3. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property, excluding ordinary household furnishings and clothing?

Yes

No

If you answered YES, describe the property and state its approximate value.

N/A (No Assets)

I understand that a false statement or answer to any questions in this affidavit will subject me to penalties for perjury. I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct (28 U.S.C. § 1746).

Signed this the 21<sup>st</sup> day of December, 20 09.

Timothy L. Davis 2944-09  
Signature of Plaintiff ID Number

**YOU MUST ATTACH A CURRENT SIX (6) MONTH HISTORY OF YOUR INMATE TRUST ACCOUNT. YOU CAN ACQUIRE THE APPROPRIATE INMATE ACCOUNT CERTIFICATE FROM THE LAW LIBRARY AT YOUR PRISON UNIT (OR OTHER DESIGNATED LOCATION AT YOUR INSTITUTION).**

**CERTIFICATE OF INMATE TRUST ACCOUNT**

I, the undersigned authorized officer of the Ellis Co Detention Center  
(name of institution)  
where Timothy Lamont Davis, Inmate ID No. 2944-09, is confined  
(name of inmate)  
as a prisoner, do hereby certify that:

(1) On this day the prisoner has in his account the sum of \$ 2.03.

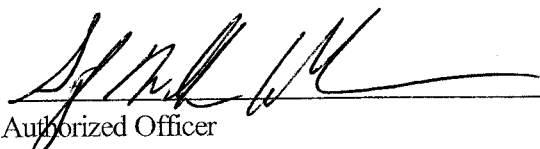
(2) During the past six months, the prisoner's:

Average monthly balance was \$ 4.48.

Average monthly deposits to the prisoner's account were \$ 101.50.

Attached is a certified copy of the prisoner's trust account statement (or institutional equivalent)  
showing transactions for the past six months.

Signed this 26 day of Dec, 2009.

  
Authorized Officer

Ellis Co Sheriff's Office Detention  
Institution of Confinement Center

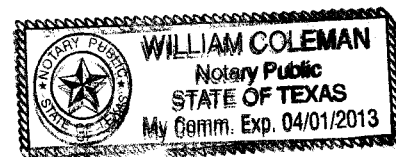


Exhibit IV-2

Current Bookin#: 2944-09

Activity for 06/23/2009 thru 11/19/2009

Beginning Balance: 0.00 0.00

Transaction Date/Time	Bl#	Txnld#	Type	Description	With UnpaidDebts		Without UnpaidDebts	
					Txn Amt	Balance	Txn Amt	Balance
06/23/2009 05:56:07 PM	2944-09	00348426	Deposit	Init.Dep.(Cash)	\$0.00	\$0.00	\$0.00	\$0.00
07/08/2009 02:02:00 AM	2944-09	00351046	Deposit	Transfer(DAVIS, MICHAEL)	\$23.00	\$23.00	\$23.00	\$23.00
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
07/09/2009 03:20:45 PM	2944-09	00351370	Withdrawal	COMMISSARY	\$-22.90	\$0.10	\$-22.90	\$0.10
07/21/2009 02:01:21 AM	2944-09	00353617	Deposit	Transfer(SLOAN, JULIE)	\$80.00	\$80.10	\$80.00	\$80.10
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
07/21/2009 11:23:44 AM	2944-09	00353777	Withdrawal	COMMISSARY	\$-38.48	\$41.62	\$-38.48	\$41.62
07/23/2009 08:51:24 AM	2944-09	00354273	Withdrawal	COMMISSARY	\$-32.87	\$8.75	\$-32.87	\$8.75
07/25/2009 11:03:07 AM	2944-09	00354619	Withdrawal	COMMISSARY	\$-8.46	\$0.29	\$-8.46	\$0.29
08/01/2009 11:26:15 AM	2944-09	00355850	Withdrawal	COMMISSARY	\$-0.29	\$0.00	\$-0.29	\$0.00
08/02/2009 02:01:37 AM	2944-09	00355974	Deposit	Transfer(SLOAN, JULI)	\$27.00	\$27.00	\$27.00	\$27.00
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
08/03/2009 02:00:56 AM	2944-09	00356250	Deposit	Transfer(SLOAN, JULI)	\$47.00	\$74.00	\$47.00	\$74.00
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
08/04/2009 12:30:56 PM	2944-09	00356558	Withdrawal	COMMISSARY	\$-29.04	\$44.96	\$-29.04	\$44.96
08/07/2009 10:06:44 AM	2944-09	00357133	Withdrawal	COMMISSARY	\$-36.19	\$8.77	\$-36.19	\$8.77
08/08/2009 02:01:46 AM	2944-09	00357282	Deposit	Transfer(SLOAN, JULI)	\$57.00	\$65.77	\$57.00	\$65.77
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
08/08/2009 05:17:06 PM	2944-09	00357439	Withdrawal	COMMISSARY	\$-17.46	\$48.31	\$-17.46	\$48.31
08/11/2009 03:34:14 PM	2944-09	00358083	Withdrawal	COMMISSARY	\$-23.24	\$25.07	\$-23.24	\$25.07
08/13/2009 04:55:27 PM	2944-09	00358488	Withdrawal	COMMISSARY	\$-18.91	\$6.16	\$-18.91	\$6.16
08/15/2009 12:03:23 PM	2944-09	00358875	Withdrawal	COMMISSARY	\$-6.13	\$0.03	\$-6.13	\$0.03
08/18/2009 02:01:50 AM	2944-09	00359307	Deposit	Transfer(SLOAN, JULI)	\$47.00	\$47.03	\$47.00	\$47.03
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
08/20/2009 10:33:26 AM	2944-09	00359812	Withdrawal	COMMISSARY	\$-28.61	\$18.42	\$-28.61	\$18.42
08/22/2009 02:01:19 AM	2944-09	00360090	Deposit	Transfer(SLOAN, JULI)	\$137.00	\$155.42	\$137.00	\$155.42
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
08/23/2009 12:06:29 PM	2944-09	00360351	Withdrawal	COMMISSARY	\$-30.58	\$124.84	\$-30.58	\$124.84
08/25/2009 11:28:56 AM	2944-09	00360790	Withdrawal	COMMISSARY	\$-23.71	\$101.13	\$-23.71	\$101.13
08/27/2009 02:32:47 PM	2944-09	00361304	Withdrawal	COMMISSARY	\$-41.95	\$59.18	\$-41.95	\$59.18
08/29/2009 12:13:54 PM	2944-09	00361697	Withdrawal	COMMISSARY	\$-38.22	\$20.96	\$-38.22	\$20.96
09/01/2009 09:37:32 AM	2944-09	00362193	Withdrawal	COMMISSARY	\$-17.69	\$3.27	\$-17.69	\$3.27
09/03/2009 10:10:40 AM	2944-09	00362575	Withdrawal	COMMISSARY	\$-3.20	\$0.07	\$-3.20	\$0.07
09/05/2009 02:00:55 AM	2944-09	00362979	Deposit	Transfer(SLOAN, JULI)	\$50.00	\$50.07	\$50.00	\$50.07
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
09/05/2009 12:04:13 PM	2944-09	00363084	Withdrawal	COMMISSARY	\$-23.77	\$26.30	\$-23.77	\$26.30
09/08/2009 01:18:11 PM	2944-09	00363617	Withdrawal	COMMISSARY	\$-26.30	\$0.00	\$-26.30	\$0.00
09/13/2009 02:00:35 AM	2944-09	00364560	Deposit	Transfer(UNKNOWN, JULI)	\$37.00	\$37.00	\$37.00	\$37.00
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
09/15/2009 01:43:34 PM	2944-09	00365086	Withdrawal	COMMISSARY	\$-27.03	\$9.97	\$-27.03	\$9.97
09/17/2009 01:04:43 PM	2944-09	00365463	Withdrawal	COMMISSARY	\$-9.28	\$0.69	\$-9.28	\$0.69
09/19/2009 02:00:28 AM	2944-09	00365786	Deposit	Transfer(SLOAN, JULI)	\$45.00	\$45.69	\$45.00	\$45.69
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
09/19/2009 12:31:50 PM	2944-09	00365890	Withdrawal	COMMISSARY	\$-11.60	\$34.09	\$-11.60	\$34.09
09/22/2009 11:13:17 AM	2944-09	00366470	Withdrawal	COMMISSARY	\$-21.76	\$12.33	\$-21.76	\$12.33
09/24/2009 12:16:56 PM	2944-09	00366814	Withdrawal	COMMISSARY	\$-12.27	\$0.06	\$-12.27	\$0.06
10/03/2009 02:00:57 AM	2944-09	00368592	Deposit	Transfer(SLOAN, JULI)	\$22.00	\$22.06	\$22.00	\$22.06
TXFR FM: 9999999001 CASH, PETTY -JPAY Deposits								
10/03/2009 11:15:24 AM	2944-09	00368699	Withdrawal	COMMISSARY	\$-12.12	\$9.94	\$-12.12	\$9.94
10/06/2009 11:58:46 AM	2944-09	00369272	Withdrawal	COMMISSARY	\$-9.94	\$0.00	\$-9.94	\$0.00

Activity: \$0.00 \$0.00

Balance as of period end: \$0.00 \$0.00

12-27-09

I Timothy L. Davis is sending with this 1983 form the Court order that the Judge has giving me. And the Grievance that the Jail want give me. So if I can I would like to get A copy of the court order back please. They say I can't become trustee because of Prior Felony Convictions. But there are inmate here with charges of Vehicular manslaughter and Agg Robbery that I know for a fact and they are trustee's.

But what I really want to know is why the Judge keep Asking me have I terminated my riles to my daughter my daughter's custody case have nothing to do with him or his court. I want to thank you for your time, and Any help will be very much thankful...

P.S.

My home Address

Timothy L. Davis  
P.O. Box 411  
Italy TX 76651

Timothy L. Davis

